

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA**

SCOTT KELLY HANSEN, )  
vs. )  
Plaintiff, )  
FEDERAL BUREAU OF PRISONS, )  
D LOCKETT, et al., )  
Defendants. )  
2:12-cv-36-JMS-WGH

## **Entry Directing Further Proceedings**

The plaintiff's request to proceed *in forma pauperis* must be **supplemented** to supply sufficient information to determine whether he is eligible for that status. A prisoner who has filed at least three suits or appeals that are frivolous, malicious, or fail to state a claim is ineligible to proceed *in forma pauperis* and must prepay all fees unless in imminent physical danger. 28 U.S.C. § 1915(g); see *Ammons v. Gerlinger*, 547 F.3d 724, 725 (7th Cir. 2008). This barrier may be avoided only if a plaintiff alleges a physical injury that is imminent or occurring at the time the complaint is filed, where the threat or prison condition causing the physical injury must be real and proximate. *Ciarpaglini v. Saini*, 352 F.3d 328, 330 (7th Cir. 2003) (citing *Lewis v. Sullivan*, 279 F.3d 526, 529 (7th Cir. 2002), and *Heimermann v. Litscher*, 337 F.3d 781 (7th Cir. 2003)).

As *Ammons* demonstrates, a court does not always have complete information regarding a litigant's prior *Astrikes*® in this regard. Accordingly, A[a] litigant who knows that he has accumulated three or more frivolous suits or appeals must alert the court to that fact.® *Id.* (citing *Sloan v. Lesza*, 181 F.3d 857, 858-59 (7th Cir. 1999)). **The plaintiff shall have through April 10, 2012, in which to supplement his motion to proceed *in forma pauperis* by identifying his prior *Astrikes*.®**

## **IT IS SO ORDERED.**

Date: 03/08/2012

Jane Magnus-Stimson

Hon. Jane Magnus-Stinson, Judge  
United States District Court  
Southern District of Indiana

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